

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2011-092848

03/07/2012

HONORABLE BOYD W. DUNN

CLERK OF THE COURT

K. Alger

Deputy

IN RE THE MARRIAGE OF  
ELIZABETH ANNE FAIR

ELIZABETH ANNE FAIR  
10210 E CALYPSO AVE  
MESA AZ 85208

AND

IRA FAIR

IRA FAIR  
714 S JONES  
MESA AZ 85204

**MATTER TAKEN UNDER ADVISEMENT**

Courtroom 206

1:37 p.m. This is the time set for Trial. Petitioner/Mother is present on her own behalf.  
Respondent/Father is present on his own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held regarding the issues in this matter.

Elizabeth Fair and Ira Fair are sworn and testify.

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**LET THE RECORD REFLECT** that the parties have reached agreements regarding custody and parenting time as set forth in the *Order regarding Custody and Parenting Time (After Mediation)*, signed by the parties on November 7, 2011 and filed on November 14, 2011.

Discussion is held regarding Father's bankruptcy, filed in November 2011.

Based upon agreement of the parties,

**IT IS ORDERED** that Father's 401(k) with his employer, Casino Arizona, shall be transferred in full to Mother, based on its value as of this date, which Father acknowledges is at least \$32,000.00. The loan against the 401(k) will remain the sole responsibility of Father and Father shall hold Mother harmless for all debt associated with the loan.

**IT IS FURTHER ORDERED** that if a QDRO is necessary to divide the 401(k), Father shall pay the full cost associated with the preparation of the QDRO.

**IT IS FURTHER ORDERED** that because Father has filed bankruptcy, Father shall advance the necessary legal fees to pay for Mother's bankruptcy within three (3) weeks from today's date. The parties shall utilize the same attorney that Father used in the filing of his bankruptcy. The parties shall notify the Court once Mother's bankruptcy has been filed.

**IT IS FURTHER ORDERED** that Father shall maintain the medical, dental, and vision insurance for the minor children.

**THE COURT FINDS** that the parties have knowingly, voluntarily and intelligently entered into the agreement. The agreement is in the best interest of the children.

Pursuant to Rule 69, *Arizona Family Law Procedure*, and the agreement having been made in open Court,

**THE COURT FINDS** it is binding on the parties and is entered on the record.

Jurisdictional testimony is taken.

To allow the Court the opportunity to review the evidence and testimony presented in today's proceedings,

**IT IS ORDERED** taking this matter under advisement.

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**IT IS FURTHER ORDERED** signing this minute entry as a formal order of this Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

3:05 p.m. Matter concludes.

03/07/2012

/S/ HON. BOYD W. DUNN

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Date

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The Honorable Boyd W. Dunn  
Judge of the Superior Court

**NOTE: ALL COURT PROCEEDINGS ARE RECORDED BY AUDIO METHOD AND NOT BY A COURT REPORTER. ANY PARTY MAY REQUEST THE PRESENCE OF A COURT REPORTER BY CONTACTING THIS DIVISION THREE (3) COURT BUSINESS DAYS BEFORE THE SCHEDULED HEARING.**

A person wanting a copy of a hearing from a previous occasion must contact Ken Crenshaw at 602-506-7100.

**NOTICE:** A child should not be brought to the Courthouse to be present during a court proceeding except in the circumstance that the child is to be interviewed by the Judge in chambers or unless the child's presence is otherwise required for the court proceeding. Whenever a child is brought to the Courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of Court personnel do not permit them to perform this function.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.